

REMARKS

In the Office Action mailed August 18, 2009, the Office noted that claims 16, 17, 19, 20 and 22-26 were pending and rejected claims 16, 17, 19, 20 and 22-26. No claims have been amended, no claims have been canceled, and, thus, in view of the foregoing, claims 16, 17, 19, 20 and 22-26 remain pending for reconsideration which is requested. No new matter has been added. The Office's rejections and objections are traversed below.

REJECTIONS under 35 U.S.C. § 102

Claims 16, 17, 19, 20 and 22-26 stand rejected under 35 U.S.C. §§ 102(a) and (e) as being anticipated by Park, U.S. Patent Publication No. 2005/0025003. The Applicants respectfully disagree and traverse the rejection with an argument.

The instant Application is a National Stage application filed January 18, 2006 of a PCT filed July 22, 2004 which claims benefit of priority to JP 2003-200303 filed July 23, 2003. The Applicants submit herewith a verified English language translation of the priority document, thus perfecting priority.

Park, U.S. Patent Publication No. 2005/0025003 was filed, May 10, 2004 and claims benefit of priority to U.S. Provisional Application 60/469,905 filed May 9, 2003. However, the

cited features in Park cannot be found in U.S. Provisional Application 60/469,905 (attached herewith for the convenience of the Office).

Thus, as the present Application has a perfected filing date prior to the cited portions of Park, the Office has failed to make a *prima facie* case of anticipation.

Withdrawal of the rejections is respectfully requested.

SUMMARY

It is submitted that the claims satisfy the requirements of 35 U.S.C. § 102. It is also submitted that claims 16, 17, 19, 20 and 22-26 continue to be allowable. It is further submitted that the claims are not taught, disclosed or suggested by the prior art. The claims are therefore in a condition suitable for allowance. An early Notice of Allowance is requested.

The Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any over-

payment to Deposit Account No. 25-0120 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17.

Respectfully submitted,

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APPENDIX:

The Appendix includes the following items:

- verified English translation of Japanese Appln. No. 2003-200303 filed July 23, 2003
- verified English translation of Provisional Appln. No. 60/469,005 filed May 9, 2003